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JAN 31 2001

TECH CENTER 1600/2900

January 19, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/493,803
Applicant: Allen G. Good
Filed: January 28, 2000
For: *TISSUE-SPECIFIC EXPRESSION OF
TARGET GENES IN PLANTS*
Examiner: D. Kruse
Attorney Docket No.: AGZ-002

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response To Restriction Requirement;
2. Request for Five-Month Extension of Time;
3. Check for \$945.00; and
4. Acknowledgment postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Box ISSUE FEE, Assistant Commissioner for Patents, Washington, DC 20231 on:

January 19, 2001

Date

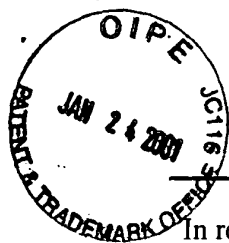
Elizabeth A. Hanley, Reg. No. 33,505

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

Elizabeth A. Hanley
Reg. No. 33,505

EAH:pag
Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/2900

In re the application of: Allen G. Good

Serial No.: 09/493,803

Filed: January 28, 2000

For: TISSUE-SPECIFIC EXPRESSION OF TARGET GENES
IN PLANTS

Attorney Docket No.: AGZ-002

Group Art Unit: 1638

Examiner: David H. Kruse, Ph.D.

Assistant Commissioner for Patents
Washington, D.C. 20231

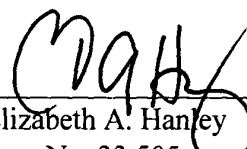
Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

January 19, 2001

Date of Signature and of Mail Deposit

By:


Elizabeth A. Hanley
Reg. No. 33,505
Attorney for Applicant

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This Response is submitted in response to the Restriction Requirement dated July 21, 2000. A separate request for a five-month extension of time and the requisite fee based on small entity status are being filed concurrently herewith. Applicant also files concurrently herewith an Information Disclosure Statement.

The Examiner has required restriction to one of the following inventions under 35 U.S.C. 121:

I. Claims 1-4, drawn to a method of plant transformation with a brassica turgor gene-26 promoter element, classified in class 800, subclass 287, for example.

II. Claims 5, 6, 25, 34, 35, and 36, drawn to a method for fruit-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

III. Claims 7, 8, 26, 37, 38, and 39, drawn to a method for root-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

IV. Claims 9, 10, 27, 40, 41, and 42, drawn to a method for seed-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

V. Claims 11, 12, 28, 43, 44, and 45, drawn to a method for flower-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

VI. Claims 9, 13, 14, 29, 46, 47, and 48, drawn to a method for tuber-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

VII. Claims 15, 16, 30, 49, 50, and 51, drawn to a method for shoot-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

VIII. Claims 17, 18, 31, 52, 53, and 54, drawn to a method for vascular-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

IX. Claims 19, 20, 32, 55, 56, and 57, drawn to a method for meristem-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

X. Claims 21, 22, 33, 58, 59, and 60, drawn to a method for pollen-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

XI. Claims 23, 24, 34, 61, 62, and 63, drawn to a method for ovule-specific expression, and seed produced by said method, classified in class 800, subclass 298, for example.

In response to the Examiner's requirement, Applicant elects, without traverse, to prosecute the claims of Group III (claims 7, 8, 26, 37, 38, and 39) in the present application.

If a telephone conversation with Applicant's Attorney would expedite the prosecution of the above-identified application, the examiner is urged to call Applicant's Attorney at (617) 227-7400.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



Elizabeth A. Hanley
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Attorney for Applicant

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Date: January 19, 2001